



Docket No. PHUS-7 *[Signature]*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re BROADENING REISSUE patent application of:
FAOUR, J. et al.**

Serial No.: 10/004,772
Filed: 12/03/2001

Group Art Unit: 1615
Examiner: Lakshmi S. Channavajjala

Based Upon:

Patent No.: 6,004,582
Issued: December 21, 1999
Application Serial No.: 09/086,871
Filed: May 29, 1998
For: Multi-layered osmotic device

MAIL STOP REISSUE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

Sir:

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

In response to the Notice mailed September 2, 2004 and further to the amendment mailed August 16, 2004, Applicants hereby submit the following amendments and remarks. Applicants request that this response be fully considered and entered into the record. Please amend the application as indicated in the following pages.

REMARKS

As per the amendment of August 16, 2004: claims 1-36 and 38-55 remain pending; claims 1, 24-27, 36, 40, 50, 51, 53 and 54 were amended; no new claims were added; claim 37 was canceled without prejudice or waiver; and claims 2-23, 28-35, 38-39, 41-49, 52 and 55 remained the same. As per this response, the claims remain the as detailed above.

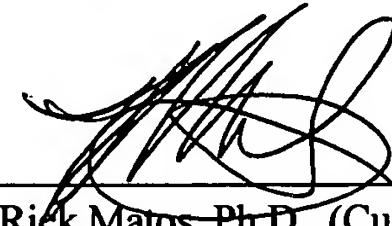
The above-mentioned Notice noted non-compliance of the earlier submitted “Amendments to the Claims” due to lack of use of the specific terminology set forth in paragraph 4.C. of the Notice. Applicants hereby submit a corrected “Amendments of the Claims” now using the required terminology. Reconsideration of the claims as presented herein is respectfully requested.

Applicants have made a diligent effort to advance the prosecution of the application by presenting the corrected “Amendments to the Claims” as requested.

In view of the above, applicants submit that the claims are in form for allowance. An early notice of allowance thereof is requested.

Respectfully submitted,

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